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8 IN THE UNITED STATES DISTRICT COURT FOR THE  
9 EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA, )  
12 Plaintiff, ) CR. S-04-0437 LKK  
13 ) ORDER FOLLOWING STATUS  
14 v. ) CONFERENCE  
15 )  
16 ALFONSO ESQUIVEL-VALENCIA, )  
Defendant. )  
\_\_\_\_\_ )

17 This matter came before the court for a status conference on  
18 April 12, 2005, at 9:30 A.M. The United States was represented  
19 by Assistant Jason Hitt; the defendant was represented by newly-  
20 appointed counsel Gilbert Roque, Esq. The defendant was present  
21 in custody and utilized the services of a previously-sworn  
22 Spanish-language interpreter.

23 Mr. Roque indicated to the court that he is a new attorney  
24 on the case and needed time to become familiar with the case.  
25 Mr. Hitt joined defense's counsel request for additional time to  
26 obtain new counsel for the defendant. The parties asked that the  
27 matter be set for a further status conference and that time be  
28 excluded under the Speedy Trial Act from April 12, 2005, until

1 the time of the next status conference.

2 Based upon the representations by counsel and the  
3 stipulation of the parties, the court ordered that a further  
4 status conference be held on May 10, 2005, at 9:30 A.M. and time  
5 be excluded time under those provisions of the Speedy Trial Act  
6 relating to reasonable time to prepare. 18 U.S.C.

7 § 3161(h)(8)(B)(iv); Local Code T4. The court directed  
8 government counsel to prepare a formal order.

9 Therefore, **IT IS HEREBY ORDERED** that:

10 1. Status Conference is set for May 10, 2005, at 9:30  
11 A.M.;

12 2. Based upon the above representations and stipulation of  
13 the parties, the court finds that the ends of justice outweigh  
14 the best interest of the public and the defendant in a speedy  
15 trial. Accordingly, time under the Speedy Trial Act shall be  
16 excluded through May 10, 2005.

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18 IT IS SO ORDERED.

19 Date: April 27, 2005

20 /s/Lawrence K. Karlton  
21 LAWRENCE K. KARLTON  
22 SENIOR DISTRICT COURT JUDGE  
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